

ch 9

<b>Notice of Allowability</b>	<b>Application No.</b>	<b>Applicant(s)</b>
	09/448,153	GERMSCHEID ET AL.
	Examiner Kambiz Zand	Art Unit 2132

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1.  This communication is responsive to 05/26/2004.
2.  The allowed claim(s) is/are 1-20.
3.  The drawings filed on 12/15/2003 are accepted by the Examiner.
4.  Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a)  All
  - b)  Some\*
  - c)  None
  1.  Certified copies of the priority documents have been received.
  2.  Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3.  Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.  
**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

5.  A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
6.  CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
  - (a)  including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
    - 1)  hereto or 2)  to Paper No./Mail Date \_\_\_\_\_.
  - (b)  including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7.  DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

#### Attachment(s)

1.  Notice of References Cited (PTO-892)
2.  Notice of Draftsperson's Patent Drawing Review (PTO-948)
3.  Information Disclosure Statements (PTO-1449 or PTO/SB/08),  
Paper No./Mail Date \_\_\_\_\_
4.  Examiner's Comment Regarding Requirement for Deposit  
of Biological Material
5.  Notice of Informal Patent Application (PTO-152)
6.  Interview Summary (PTO-413),  
Paper No./Mail Date \_\_\_\_\_.
7.  Examiner's Amendment/Comment
8.  Examiner's Statement of Reasons for Allowance
9.  Other \_\_\_\_\_.

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**THOMAS R. PEESO  
PRIMARY EXAMINER**

## **DETAILED ACTION**

1. The text of those sections of Title 35, U.S. Code not included in this section can be found in the prior office action.
2. The prior office actions are incorporated herein by reference. In particular, the observations with respect to claim language, and response to previously presented arguments.
3. **Claims 1-7, 9, 11, 14-16 and 18-19 have been amended.**
4. Examiner withdraws objection to the specification due to correction by the applicant.
5. Examiner **withdraws rejection of claims 18-20 under 35 U.S.C 112-** second paragraphs due to correction by the applicant.
6. Examiner **withdraws objection of claims 1, 3, 5, 9, 15 and 19** due to correction by the applicant.
7. **Claims 1-20** are pending.

### ***Response to Arguments***

8. **Applicant's arguments** filed 05/26/04 have been fully considered and they are persuasive.

### **Allowable Subject Matter**

**9. Claims 1-20 are allowed.**

The following is an examiner's statement of reasons for allowance: Child et al (6,341,352) teach a data processing environment and an apparatus having a user terminal responsive via public ally accessible digital data communication network to a data base management system having at least one data base, having an expired password transferred from said user terminal to said data base management system identifying a potential security level (see abstract; fig.4-5; col.3, lines 2-26 and col.6, lines 8-55 wherein by receiving the expired password a new password is assigned based on user's input selection).

York et al (6,571,191 B1) disclose automatic assignment of password to the user upon receiving the old password by updating the password (see col.9, lines 1-27 where it stores the old one and new password and update and change them automatically before transmitting it to the user that is ECM). However Child et al and York's system and method singly or in combination are in contrast with specific steps of applicant's invention where a session attribute coupled to said service request wherein transfer of said service request from said user terminal to said data base management system results in transfer of said session attribute from said terminal to said data base management system where assigning of a new password or un-expired password to said user terminal associated with said session attribute or parameter as recited in **independent claims 1, 6, 11 and 16.**

**10. Dependent claims 2-5, 7-10, 12-15 and 17-20** as being dependent upon Independent claims 1, 6, 11 and 16 and having additional allowable features therein.

### **Conclusion**

11. Any comments considered necessary by the applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submission should be clearly labeled "comments on statement of reasons for allowance."

12. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Kambiz Zand whose telephone number is (703) 306-4169. The examiner can normally reached on Monday-Thursday (8:00-5:00). If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Gilberto Barron can be reached on (703) 305-1830. The fax phone numbers for the organization where this application or proceeding is assigned as (703) 872-9306. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information

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about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Kambiz Zand

07/27/04



THOMAS R. PEESO  
PRIMARY EXAMINER

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